

## 01-17-02

## UTILITY PATENT APPLICATION TRANSMITTAL

|   |                        | s:                                    |   |
|---|------------------------|---------------------------------------|---|
| Address to: Box PATENT APPLICATION      | Attorney Docket<br>No. | HOME 0298 PUSP                        |   |
| Commissioner for Patents                |                        | , , , , , , , , , , , , , , , , , , , |   |
| United States Patent & Trademark Office | Inventor(s) or         | Roman S. Ferber, Edmund L. Sokolik    |   |
| Washington, D.C. 20231                  | Appln. Identifier      |                                       | } |

| 1.      | This app   | plication entitled ACOUSTIC TOOTHBRUSH   | is:                                    |
|---------|--|--|--|
|         | a  | A new application under 37 C.F.R. § 1.53(b).   |  |
|         | b  | A continuation divisional or continuation<br>§ 1.53(b) of prior application Serial No/ filed   |  |
|         | c. <u>x</u>  | A new utility application which claims the benefit of 60/261,720 , filed on January 12, 2001 .   | f provisional application Serial No.   |
| App     | olication e  | elements and other attached papers:  |  |
| 2.      | <u>X</u>   | Specification (including Claims and Abstract)  | [Total Pages 18]                       |
| 3.      | <u>x</u>   | Drawings ( informal / x formal)  | [Total Sheets 7_]                      |
| 4.      | <u>x</u>   | Oath or Declaration  |  |
|         | a. <u>x</u>  | Newly-executed   |  |
|         | b  | Copy from a prior application (37 C.F.R. § 1.63(d))  |  |
| 5.      | Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. |  |  |
| 6.      |  | This application is filed by fewer than all the inventors name $\S 1.53(d)(4)$ .   | ed in the prior application, 37 C.F.R. |
|         | a  | DELETE the following inventor(s) named in the prior no   | onprovisional application:             |
|         | b  | The inventor(s) to be deleted are set forth on a separate s  | heet attached hereto.                  |
| th<br>P | erein are t<br>ost Office  | CERTIFICATION UNDER 37 C.F.R. § 1.10 rtify that this UTILITY PATENT APPLICATION TRANSMITTAL and the being deposited on the below date with the United States Postal Sere to Addressee" addressed to: Box Patent Application, Commissione nark Office, Washington, D.C. 20231 on: | vice in an envelope as "Express Mail   |
| •       | xpress<br>lail Label N   | No. EV 011 637 181 US Angelika Phillips (Type or print nam   | e of person mailing paper)             |
| D       | ate of Dep   | posit: 1-14-2002 Angular (Signature of person  | Phillips                               |

| 7. | 7. Preliminary Amendment: |   |
|----|---------------------------|---|
|    | a                         | A Preliminary Amendment is attached.  |
|    | b                         | Cancel in this application original claims of the prior application before calculating the filing fee.                          |
|    | c                         | Please amend the specification by inserting before the first line the following sentence:                                       |
|    |                           | "This is a continuation divisional of copending   |
|    |                           | application(s) serial number _/ filed on"   |
|    | d                         | A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached. |
| 8. | Small entity              | status:   |
|    | a. <u>x</u>               | Applicant claims small entity status.   |
|    | b                         | Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.            |
|    | C                         | Is no longer desired  |

## 9. Fee Calculation:

| FOR  | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE    | CALCULATIONS |
|--|-----------------|-----------------|---------|--------------|
| TOTAL CLAIMS (37 C.F.R. § 1.16(c))   | 34 -20 =        | 14              | x 18.00 | 252.00       |
| INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))   | 4 -3 =          | 1               | x 84.00 | 84.00        |
| MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. §1.16(d)) 280.00                  |                 |                 |         |              |
| BASIC FEE (37 C.F.R. § 1.16(a)) 740.00   |                 |                 | 740.00  |              |
| TOTAL OF ABOVE CALCULATIONS 1076.00  |                 |                 | 1076.00 |              |
| REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28) 538.00 |                 |                 | 538.00  |              |
| \$40.00 ASSIGNMENT RECORDAL FEE (if applicable) 40.00                                  |                 |                 | 40.00   |              |
| TOTAL  |                 |                 | 578.00  |              |

| 10. | X | A check in the amount of \$578.00 | is enclosed |
|-----|---|-----------------------------------|-------------|
|     |   |                                   |             |

- 11. X The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. <u>02-3978</u>:
  - a. X Fees required under 37 C.F.R. § 1.16.
  - b. X Fees required under 37 C.F.R. § 1.17.
- 12. Maintenance of Copendency of Prior Application

| A request for extension of time and the appropriate fee have been filed in the pending prior application |
|--|
| (or are being filed in the prior application concurrently herewith) to extend the period for response    |
| until  |

| 13.                                | <u>X</u>   | An Information Disclosure Statement (IDS thereto:  | ) is attached, along with the following indicated attachments |  |  |  |
|------------------------------------|--|--|---|--|--|--|
|                                    | a. <u>X</u>  | Form PTO/SB/08A (1 sheet)  |   |  |  |  |
|                                    | b. <u>X</u>  | Copies of references cited   |   |  |  |  |
| 14.                                |  | Certified copy of priority document(s)   |   |  |  |  |
| 15.                                |  | Nonpublication Request Under 37 C.F.R  | . § 1.213(a)  |  |  |  |
| 16.                                |  | Request for Early Publication Under 37 (   | C.F.R. § 1.219  |  |  |  |
| 17.                                | <u>X</u> _   | Return Receipt Postcard  |   |  |  |  |
| 18.                                |  | Other:   |   |  |  |  |
| 19.                                | <u>X</u>   | An Assignment of the invention toHo having an address of3000 Pontiac   |   |  |  |  |
|                                    | a <u>X</u>   | is attached.   |   |  |  |  |
|                                    | b  | was recorded on  | at Reel, Frame  |  |  |  |
|                                    | c. <u>X</u>  | Applicant requests that the above ass  | signee information be published with the application.         |  |  |  |
| 20.                                | The pow  | ver of attorney in the prior application is to   | :   |  |  |  |
|                                    | Name of Attorney of Record Reg. No.                                |  |   |  |  |  |
|                                    | The power appears in the original papers in the prior application. |  |   |  |  |  |
|                                    | The power does not appear in the original papers, but was filed on |  |   |  |  |  |
|                                    |  | A new power has been executed and is a   | ttached.  |  |  |  |
| 21.                                | Corresp  | ondence Address: Please address all futur  | e communications to:  |  |  |  |
|                                    |  | Kevin J. Heinl Brooks & Kushman P.C. 1000 Town Center, 22nd Floor Southfield, MI 48075-1351 Telephone: 248-358-4400; Fax: 248-35 | ,<br>58-3351  |  |  |  |
|                                    | Respectfully submitted,  |  |   |  |  |  |
| Roman S. Ferber, Edmund L. Sokolik |  |  |   |  |  |  |
| Date                               |  |  | Name: Kevin J. Heml   |  |  |  |
|                                    |  |  | Registration No.: 29,805                                      |  |  |  |
|                                    |  |  | Attorney or agent of record Filed under Rule 34(a)            |  |  |  |